

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

2:12-CV-420 JCM (PAL)

Plaintiff(s),

V.

BRYAN DEL WILLIAMS,

Defendant(s).

ORDER

Presently before the court is the government's sealed motion to reduce defendant's sentence pursuant to Federal Rule of Criminal Procedure 35(b)(1). (Doc. # 40). Defendant Bryan Dell Williams has not filed a response.

19 Federal Rule of Criminal Procedure 35(b)(1) provides that “[u]pon the government’s motion
20 made within one year of sentencing, the court may reduce a sentence if the defendant, after
21 sentencing, provided substantial assistance in investigating or prosecuting another person.”
22 Defendant Williams was sentenced on September 9, 2013, less than one year ago. (Doc. # 32). Upon
23 consideration of the government’s representations regarding defendant Williams’ substantial
24 assistance, the court finds good cause to reduce defendant Williams’ sentence to thirty months. Such
25 a reduction represents the difference between the high end and the low end of the guideline range
26 applied by the court.

27 | . . .

1 Federal Rule of Criminal Procedure 43(b)(4) states that a defendant's presence is not required
2 for the court to reduce a sentence pursuant to rule 35.

3 || Accordingly,

4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the government's sealed
5 motion to reduce sentence (doc. # 40) be, and the same hereby is, GRANTED.

IT IS FURTHER ORDERED that the court's judgment (doc. # 36) be amended to reflect a thirty (30) month custodial sentence.

8 || DATED June 30, 2014.

Xem C. Mahan
UNITED STATES DISTRICT JUDGE